

# COMMITTEE REPORT

## MADAM PRESIDENT:

The Senate Committee on Natural Resources, to which was referred Senate Bill No. 183, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be **AMENDED** as follows:

- 1           Page 2, between lines 23 and 24, begin a new paragraph and insert:
- 2           "SECTION 3. IC 14-8-2-77, AS AMENDED BY P.L.145-2002,
- 3           SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4           APRIL 1, 2004]: Sec. 77. "Division" has the following meaning:
- 5           (1) For purposes of IC 14-9-8, the meaning set forth in
- 6           IC 14-9-8-2.
- 7           (2) For purposes of IC 14-20-1, the meaning set forth in
- 8           IC 14-20-1-2.
- 9           (3) For purposes of **IC 14-20-1.1** and IC 14-21-1, the meaning
- 10          set forth in IC 14-21-1-6.
- 11          (4) For purposes of IC 14-22, the division of fish and wildlife.
- 12          (5) For purposes of IC 14-24, the division of entomology and
- 13          plant pathology.
- 14          (6) For purposes of IC 14-25.5, the division of water.
- 15          (7) For purposes of IC 14-31-2, the meaning set forth in
- 16          IC 14-31-2-4.
- 17          (8) For purposes of IC 14-37, the division of oil and gas."
- 18          Page 3, line 13, after "(13)" insert "**For purposes of IC 14-20-1.1,**
- 19          **the meaning set forth in IC 14-20-1.1-1.**
- 20          **(14)**".

- 1 Page 3, line 15, strike "(14)" and insert **"(15)"**.
- 2 Page 3, line 17, strike "(15)" and insert **"(16)"**.
- 3 Page 3, line 19, strike "(16)" and insert **"(17)"**.
- 4 Page 3, line 21, strike "(17)" and insert **"(18)"**.
- 5 Page 3, line 23, strike "(18)" and insert **"(19)"**.
- 6 Page 3, line 25, strike "(19)" and insert **"(20)"**.
- 7 Page 3, line 27, strike "(20)" and insert **"(21)"**.
- 8 Page 3, line 29, strike "(21)" and insert **"(22)"**.
- 9 Page 3, line 31, strike "(22)" and insert **"(23)"**.
- 10 Page 3, line 33, strike "(23)" and insert **"(24)"**.
- 11 Page 3, line 35, strike "(24)" and insert **"(25)"**.
- 12 Page 3, line 37, strike "(25)" and insert **"(26)"**.
- 13 Page 3, line 39, strike "(26)" and insert **"(27)"**.
- 14 Page 3, line 41, strike "(27)" and insert **"(28)"**.
- 15 Page 4, line 1, strike "(28)" and insert **"(29)"**.
- 16 Page 4, line 3, strike "(29)" and insert **"(30)"**.
- 17 Page 4, line 5, strike "(30)" and insert **"(31)"**.
- 18 Page 4, line 7, strike "(31)" and insert **"(32)"**.
- 19 Page 4, line 9, strike "(32)" and insert **"(33)"**.
- 20 Page 5, between lines 13 and 14, begin a new paragraph and insert:
- 21 "SECTION 11. IC 14-20-1-8 IS AMENDED TO READ AS
- 22 FOLLOWS [EFFECTIVE APRIL 1, 2004]: Sec. 8. (a) The division
- 23 consists of the following two (2) sections:
- 24 (1) The section of museums.
- 25 (2) The section of historic sites.
- 26 ~~(b) The division director may not serve as the head of a section of~~
- 27 ~~the division.~~
- 28 ~~(c) An individual may not serve as the head of more than one (1)~~
- 29 ~~section of the division.~~
- 30 ~~(d)~~ (b) There must be a separate line item for each section of the
- 31 division in each bill appropriating money to the division.
- 32 SECTION 12. IC 14-20-1-16 IS AMENDED TO READ AS
- 33 FOLLOWS [EFFECTIVE APRIL 1, 2004]: Sec. 16. (a) The board of
- 34 trustees for the division of state museums and historic sites is
- 35 established.
- 36 (b) The trustees consist of thirteen (13) members as follows:

(1) The director of the department, who shall serve as chairman.

(2) Twelve (12) members appointed by the governor as follows:

(A) ~~One (1) member~~ **Three (3) members** of the Indiana State Museum ~~Society Foundation who are~~ nominated by the ~~Society Foundation.~~

~~(B) One (1) member of the Indiana State Museum Volunteers nominated by the volunteers.~~

~~(C) (B)~~ **(B)** Two (2) members must be recognized supporters of historic sites **who are nominated by a recognized supporter of historic sites.**

~~(D) (C)~~ **(C)** Not more than seven (7) members may be members of the same political party.

~~(E) Not more than two (2) members may be from the same county.~~

~~(F) Each congressional district in Indiana must be represented by at least one (1) member.~~

(c) The terms of the appointed members shall be staggered.

**(d) The governor shall make appointments under subsection (b) in a manner to achieve diversity and geographic balance among the trustees.**

SECTION 13. IC 14-20-1-22 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE APRIL 1, 2004]: Sec. 22. The trustees shall do the following:

~~(1) Nominate, when the position of division director is vacant, a person to be appointed by the director to that position. If the director rejects a nominee's appointment, the trustees shall nominate another person.~~

~~(2) Recommend, when appropriate, the dismissal of a division director.~~

~~(3) Make recommendations concerning the salary ranges of the administrative, professional, and technical staff of the division.~~

~~(4) (1)~~ **(1)** Review the budget needs and requests of the division and make recommendations concerning the needs and requests to the governor through the director.

~~(5) (2)~~ **(2)** Recommend that the department accept or reject, hold, or dispose of grants of property to be administered by the division for the purpose of preservation, research, or interpretation of

significant areas, events, or grants to citizens of Indiana for the purpose of preserving, studying, and interpreting archeological and natural phenomena, cultural trends, and accomplishments.

~~(6)~~ (3) Review, guide, and assist in the development of statewide outreach programs.

~~(7)~~ (4) Review, guide, and assist in the development of professionalism of the staff and operations.

~~(8)~~ (5) Review, recommend, and devise methods to enable the division to do the following:

~~(1)~~ (A) Increase the division's physical plant.

~~(2)~~ (B) Expand the educational areas.

~~(3)~~ (C) Meet storage needs.

~~(9)~~ (6) Develop a plan of growth to meet physical, program, and financial needs for both the immediate and long range future, monitor the plan at regular intervals, and ensure that the institution stays within the developed plan.

~~(10)~~ (7) Recommend policies, procedures, and practices that the commission, the director, and the secretary shall consider.

~~(11)~~ (8) Give advice or make recommendations to the governor and the general assembly when requested or on the initiative of the trustees.

~~(12)~~ (9) Review the conduct of the work of the division. To implement this duty, the trustees have access at any reasonable time to copies of all records pertaining to the work of the division.

~~(13)~~ (10) Adopt bylaws consistent with this chapter for the division's internal control and management and file a copy of the bylaws with the director.

~~(14)~~ (11) Hold meetings at the times and places in Indiana that are prescribed by the bylaws, but at least quarterly.

~~(15)~~ (12) Keep minutes of the transactions of each regular and special meeting and file the minutes with the director. The minutes are public records.

~~(16)~~ (13) Promote the welfare of the division.

~~(17)~~ (14) Make recommendations concerning the administration of the fund established by section 24 of this chapter.

SECTION 14. IC 14-20-1.1 IS ADDED TO THE INDIANA CODE

AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE APRIL 1, 2004]:

**Chapter 1.1. Historic Site Fund**

**Sec. 1. As used in this chapter, "fund" refers to the historic site fund established as a dedicated fund by section 2 of this chapter.**

**Sec. 2. (a) The historic site fund is established to provide funding for educational programs and the operation of historic sites. The fund shall be administered by the division.**

**(b) The expenses of administering the fund shall be paid from money in the fund.**

**(c) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested.**

**(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.**

**(e) Money in the fund is annually appropriated to the division for purposes established in this section.**

**Sec. 3. (a) Fees collected under IC 14-10-2-1(5) and proceeds from sales and leases under IC 14-20-1-23(b) shall be deposited in the fund.**

**(b) At least fifty-one percent (51%) of the fees collected under IC 14-10-2-1(5) from a particular historic site must be used for:**

- (1) educational programs conducted at the historic site; and**
- (2) the maintenance and operation of the historic site."**

Page 15, after line 28, begin a new paragraph and insert:

**"SECTION 18. An emergency is declared for this act."**

Renumber all SECTIONS consecutively.

(Reference is to SB 183 as introduced.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 6, Nays 0.

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**Weatherwax**

**Chairperson**